

K-C Docket No.: 19076B

Serial No.: 10/723,408

Response to Restriction Requirement Dated: September 19, 2005

Remarks

In response to the restriction requirement mailed September 19, 2005, Applicants respectfully elect Group II fabric claims to be prosecuted by way of the present application. This election is made **without traverse**. Applicants herewith file new claims 28-40. Because the new claims are also drawn to the treated nonwoven fabric, and all depend directly or indirectly from elected independent fabric claim 23, Applicants submit that the new claims are within the elected Group. No new matter has been added. Please also amend claims 23 and 24 as shown for clarity and correction of errors of grammatical/typographical nature.

In addition, Applicants request the Examiner please cancel without prejudice thereto the non-elected Group I method claims 1-20 and 26, and claims 21, 22 and 27 (drawn to fabric "treated-according-to-the-method-of"). Applicants specifically reserve the right to seek patent protection for canceled or non-elected subject matter by divisional application.

Because the total number of claims after addition of claims 28-40 and after cancellation of claims 1-22, 26 and 27 does not exceed the number of claims previously paid for, Applicants believe no fees are due. However, should the Examiner determine any prosecutorial fees are due, please charge to Kimberly-Clark Worldwide, Inc. deposit account number 11-0875.

The undersigned may be reached at: 770-587-8908

Respectfully submitted,

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By: 

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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on October 19, 2005.

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